

Monday, September 10, 2012

11:00 a.m. to 12:00 p.m.

Legislative Rule-Making  
Review Committee  
(Code §29A-3-10)

Earl Ray Tomblin  
ex officio nonvoting member

Richard Thompson  
ex officio nonvoting member

**Senate**

**House**

Minard, Chairman  
Snyder, Vice Chair  
Laird  
Unger Absent  
Boley  
Facemyer Absent

Brown, Chairman  
Poling, Vice Chair  
Fleischauer  
Talbott  
Overington  
Sobonya

The meeting was called to order by Senator Minard, Chair.

Senator Minard moved that the minutes June 26, 2012, meeting be approved. The motion was adopted.

Brian Skinner, Associate Counsel, reviewed his abstract on the rule proposed by the **WV Division of Natural Resources, Prohibitions when Hunting and Trapping, 58CSR47.**

Delegate Brown moved that the proposed rule be approved. The motion was adopted.

Debra Graham, Chief Counsel, explained her abstract on the rule proposed by the **Bureau for Public Health, General Sanitation, 64CSR18,** stated that the Agency has agreed to technical modifications and responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **Bureau for Public Health, Grade "A" Pasteurized Milk, 64CSR34,** and responded to questions from the Committee.

Ann Goldberg with the Bureau responded to questions from the Committee.

Richard Peggs, Program Manager with the Milk Sanitation Program, responded to questions from the Committee.

Bob Tabb with the Department of Agriculture addressed the Committee and responded to questions.

Delegate Brown moved that the proposed rule be approved. The motion was adopted.

Mr. Skinner explained his abstract on the rule proposed by the **WV State Fire Commission, State Building Code, 87CSR4.**

Handout distributed by Habitat for Humanity.

Senator Snyder moved that the proposed rule be placed at the foot of the agenda. The motion was adopted.

Mr. Skinner reviewed his abstract on the rule proposed by the **Department of Transportation - Division of Highways, Transportation of Hazardous Wastes Upon the Roads and Highways, 157CSR7,** and stated that the Agency has agreed to technical modifications.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, General Provisions, 162CSR1,** stated that the Agency has agreed to technical modifications and responded to questions from the Committee.

Jeff Fleck, Executive Director, responded to questions from the Committee.

Teresa Miller, Deputy Director, responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **Consolidated Public Retirement Board, Benefit Determination and Appeal, 162CSR2,** stated that the Agency has agreed to technical modifications and responded to questions from the Committee.

Teresa Miller, Deputy Director, responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, Teachers' Retirement System, 162CSR4,** and stated that the Agency has agreed to technical modifications.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **Consolidated Public Retirement Board, Public Employees Retirement System, 162CSR5,** stated that the Agency has agreed to technical modifications and responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, West Virginia State Police, 162CSR9**.

Delegate Brown moved that the proposed rule be approved. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **State Treasurer's Office, Rule for Enforcement of the Uniform Unclaimed Property Act, 112CSR5**, stated that the Agency has agreed to technical modifications and responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Senator Snyder moved to adjourn the meeting. The motion was adopted.